

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

CLERK'S OFFICE U.S. DIST. COURT
AT DANVILLE, VA
FILED for
RKU
FEB 19 2009
JOHN F. CORCORAN, CLERK
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QUINTON MANUEL KILBOURNE,)	Civil Action No. 7:09-cv-00033
Petitioner,)	
)	FINAL ORDER
v.)	
)	
TAZEWELL COUNTY CIRCUIT)	By: Hon. Jackson L. Kiser
COURT,)	Senior U.S. District Judge
Respondent.)	

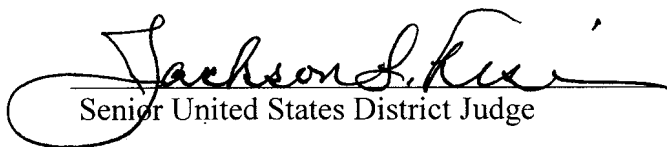
In accordance with the written memorandum opinion entered this day, it is hereby

ORDERED

that the petitioner's petition for writ of habeas corpus, pursuant to 28 U.S.C. §2254, is **DISMISSED** without prejudice for failure to exhaust state court remedies and the case is **STRICKEN** from the active docket of the court.

The Clerk is directed to send a certified copy of this final order and the accompanying memorandum opinion to the petitioner.

ENTER: This 19th day of February, 2009.


Senior United States District Judge